

UV-33 CONT.

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicants : Edward B. Knudson et al.  
Serial No. : 09/418,461  
Filed : October 15, 1999  
For : INTERACTIVE TELEVISION PROGRAM GUIDE SYSTEM  
WITH PAY PROGRAM PACKAGE PROMOTION  
Group Art Unit : 2773  
Examiner :

Hon. Assistant Commissioner  
for Patents  
Washington, D.C. 20231

Attention: Box Missing Parts

RESPONSE TO NOTICE TO FILE  
MISSING PARTS OF APPLICATION

Sir:

The following materials are enclosed in response to the November 10, 1999 Notice to File Missing Parts for the above-identified patent application:

1. A copy of the Notice to File Missing Parts.
2. A copy of the Declaration and Power of Attorney executed by the inventors from prior application No. 08/944,153. The present application is a continuation of the '153 application. Pursuant to 37 C.F.R. § 1.63(d)(1), a copy of the Declaration from the prior application is sufficient for the present application.
3. A check in the amount of \$130.00 in payment of the surcharge.
4. Exhibit A: Copies of the return postcard and the Rule 53(b) Transmittal Letter filed with the application.

The November 10, 1999 Notice to File Missing Parts indicates that the oath or declaration for the above-identified application is missing. Accordingly, applicants are resubmitting herewith a copy of the Declaration and Power of Attorney from prior application no. 08/944,153, accompanied by the \$130.00 surcharge for late filing. However, this Declaration and Power of Attorney was originally filed with the present application on October 15, 1999, as indicated on the copies of the return post card and the Rule 53(b) Transmittal Letter that were filed with the present application (affixed hereto as Exhibit A). Accordingly, applicants believe that the missing Declaration is the fault of the Patent Office and request that the \$130.00 check be credited to Deposit Account No. 06-1075.

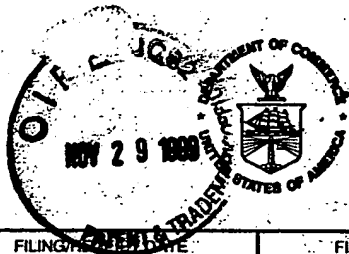
The Commissioner is hereby authorized to charge any additional fee or to credit any overpayment in connection with this paper or the related patent application to Deposit Account No. 06-1075. A duplicate copy of this Response is enclosed.

Respectfully submitted,

I Hereby Certify that this Correspondence is being Deposited with the U.S. Postal Service as First Class Mail in an Envelope Addressed to: ASSISTANT COMMISSIONER FOR PATENTS, WASHINGTON, D.C. 20231 on

*November 23, 1999*  
*Claire J. Saintil*  
*[Signature]*  
Signature of Person Signing

*G. Victor Treyz*  
\_\_\_\_\_  
G. Victor Treyz  
Registration No. 36,294  
Attorney for Applicants  
c/o FISH & NEAVE  
1251 Avenue of the Americas  
New York, New York 10020-1104  
Tel.: (212) 596-9000

**UNITED STATES DEPARTMENT OF COMMERCE****Patent and Trademark Office**Address: COMMISSIONER OF PATENTS AND TRADEMARKS  
Washington, D.C. 20231

#3

| APPLICATION NUMBER | FILING DATE | FIRST NAMED APPLICANT | ATTORNEY DOCKET NO./TITLE |
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G VICTOR TREYZ

FISH &amp; NEAVE

1251 AVENUE OF THE AMERICAS

NEW YORK NY 10020-1104

NOT ASSIGNED

2773

DATE MAILED:

11/10/99

**NOTICE TO FILE MISSING PARTS OF APPLICATION****Filing Date Granted**

An Application Number and Filing Date have been assigned to this application. The items indicated below, however, are missing. Applicant is given TWO MONTHS FROM THE DATE OF THIS NOTICE within which to file all required items and pay any fees required below to avoid abandonment. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a). If any of items 1 or 3 through 5 are indicated as missing, the SURCHARGE set forth in 37 CFR 1.16(e) of ☐ \$65.00 for a small entity in compliance with 37 CFR 1.27, or ☒ \$130.00 for a non-small entity, must also be timely submitted in reply to this NOTICE to avoid abandonment.

If all required items on this form are filed within the period set above, the total amount owed by applicant as a ☐ small entity (statement filed) ☒ non-small entity is \$ 130.

☐ 1. The statutory basic filing fee is:☐ missing☐ insufficient

Applicant must submit \$ \_\_\_\_\_ to complete the basic filing fee and/or file a small entity statement claiming such status (37 CFR 1.27).

☐ 2. The following additional claims fees are due:

\$ \_\_\_\_\_ for \_\_\_\_\_ total claims over 20.

\$ \_\_\_\_\_ for \_\_\_\_\_ independent claims over 3.

\$ \_\_\_\_\_ for multiple dependent claim surcharge.

Applicant must either submit the additional claim fees or cancel additional claims for which fees are due.

☐ 3. The oath or declaration:☒ is missing or unsigned.☐ does not cover the newly submitted items.

An oath or declaration in compliance with 37 CFR 1.63, including residence information and identifying the application by the above Application Number and Filing Date is required.

☐ 4. The signature(s) to the oath or declaration is/are by a person other than inventor or person qualified under 37 CFR 1.42, 1.43 or 1.47.

A properly signed oath or declaration in compliance with 37 CFR 1.63, identifying the application by the above Application Number and Filing Date, is required.

☐ 5. The signature of the following joint inventor(s) is missing from the oath or declaration:

An oath or declaration in compliance with 37 CFR 1.63 listing the names of all inventors and signed by the omitted inventor(s), identifying this application by the above Application Number and Filing Date, is required.

☐ 6. A \$50.00 processing fee is required since your check was returned without payment (37 CFR 1.21(m)).☐ 7. Your filing receipt was mailed in error because your check was returned without payment.☐ 8. The application was filed in a language other than English.

Applicant must file a verified English translation of the application, the \$130.00 set forth in 37 CFR 1.17(k), unless previously submitted, and a statement that the translation is accurate (37 CFR 1.52(d)).

☐ 9. OTHER

Direct the reply and any questions about this notice to "Attention: Box-Missing Parts."

**A copy of this notice MUST be returned with the reply.**

Customer Service Center

Initial Patent Examination Division (703) 308-1202

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